

BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS
AMENDED AGENDA –PAGES 1, 6 AND 7
REGULAR MEETING AGENDA

FEBRUARY 6, 2008
7:30 PM COURTHOUSE COUNCIL CHAMBERS

ROLL CALL_____

PRAYER_____

**APPROVAL OF THE MINUTES OF THE
REGULAR MEETING OF JANUARY 23, 2008**_____

**ITEMS NOT ON THE AGENDA –
SUSPENSION OF THE RULES**_____

**PUBLIC COMMENT ON ANY
PUBLIC MATTER NOT ON THE AGENDA**_____

CHIEF EXECUTIVE’S REPORT_____

SECTION I PUBLIC HEARING

FOR THE PURPOSE TO SOLICIT COMMENTS REGARDING AN AMENDMENT
TO THE FY 07-08 BUTTE-SILVER BOW BUDGET FOR UNANTICIPATED
REVENUES FOR THE ALUMNI COLISEUM IMPROVEMENT FUND.
(Communication No. 08-48 being held in Committee of the Whole) Proof of publication

SECTION II INVITATION FOR BIDS

SEALED BIDS FOR SUPPLYING THREE IDENTICAL VEHICLE BRIDGES
FOR THOMPSON PARK . (Communication No. 08-85) Proof of publication

SECTION II-A INVITATION FOR BIDS

SEALED FOR SUPPLYING ASPHALT. (Communication No. 08-85) Proof of
publication

SECTION III CONSENT AGENDA

- A. 1. COMMITTEE OF THE WHOLE MEETING REPORT
 2. FINANCE AND BUDGET COMMITTEE MEETING REPORT
 3. JUDICIARY COMMITTEE MEETING REPORT
 4. PUBLIC WORKS COMMITTEE MEETING REPORT

B. COMMUNICATIONS

1. 08-63 Karen Byrnes, Community Development Director, requesting authorization for Chief Executive to enter into Economic Mill Levy contracts. **Recommendation: concur and place on file.**
2. 08-64 Patsy Coates, Delinquent Property Specialist, requesting time on the 2/13/08 agenda to open bids for the Title and Lien Search for 2008 County tax deed process. **Recommendation: schedule bid opening for 2/13/08 and hold in Committee of the Whole.**
3. 08-65 Gary Keeler, Transit Director, requesting authorization for Chief Executive to submit an application to the MDOT for Job Access And Reverse Commute Program. **Recommendation: concur and place on file**
4. 08-66 John P. Walsh, Sheriff, requesting approval of line item budget transfers. **Recommendation: refer to Finance and Budget Committee.**
5. 08-67 John P. Walsh, Sheriff, requesting approval of line item budget transfers. **Recommendation: refer to Finance and Budget Committee.**
6. 08-68 Linda Sajor, Director MIS, requesting approval of line item budget transfers. **Recommendation: refer to Finance and Budget Committee.**
7. 08-69 Debbie Alt, Accounts Payable, requesting authorization for Chief Executive to enter into contract with ADDCO Office Systems, Inc. for maintenance service on Hasler Postal Machine. **Recommendation: concur and place on file.**
8. 08-70 Paul Babb, Chief Executive, requesting concurrence in reappointment of Mike O'Neill to the URA Board. **Recommendation: concur and place on file.**
9. 08-71 Paul Babb, Chief Executive, requesting concurrence in appointment of Guy Ossello to Butte Local Development Corporation Board of Directors. **Recommendation: concur and place on file.**
10. 08-72 Mary M. McMahon, Clerk and Recorder, regarding Walkerville Town Council appointment of Carolyn Fogerty to vacancy in Ward No. 2. **Recommendation: note and place on file.**

11. 08-73 Dawn Silk, Accountant, requesting authorization for Chief Executive to enter into service agreement for ADDCO Office Systems, Inc. **Recommendation: concur and place on file.**
12. 08-74 Bernie O'Neill, Metro Office Manager, requesting authorization Chief Executive to enter into contract with Empire Office Machines. **Recommendation: concur and place on file.**
13. 08-75 Robert A. Macioroski, Director Butte-Silver Bow Land Office, requesting Chief Executive to sign Certificate and Survey and direct County Attorney to prepare the resolution and deed for transfer of county-owned property. **Recommendation: concur and authorize signature and have County Attorney prepare the resolution and deed and hold in Committee of the Whole.**
14. 08-76 Paul Babb, Chief Executive, regarding appointments to Credit/Debit Card Processing System Ad Hoc Committee. **Recommendation: note and place on file.**
15. 08-77 Karen Byrnes, Community Development Department Director, requesting authorization for Chief Executive to enter into agreement with Department of Natural Resources and Conservation. **Recommendation: concur and place on file.**
16. 08-78 Karen Byrnes, Community Development Department Director, requesting authorization for Chief Executive to sign grant agreement with the Montana Historic Office to receive funds for the Do-It-Yourself Preservation Workshop Series. **Recommendation: concur and place on file.**
17. 08-79 Karen Byrnes, Community Development Department Director, requesting time on the 2/27/08 agenda to conduct a public hearing on an amendment to the 07-08 budget for authority for the expenditure of grant funds to Greenway Service District. **Recommendation: schedule public hearing and hold in Committee of the Whole.**
18. 08-80 Karen Byrnes, Community Development Department Director, requesting time on the 2/27/08 agenda to conduct a public hearing on an amendment to the 07-08 budget for authority for the expenditure of grant funds to the Montana Historic Preservation Office. **Recommendation: schedule public Hearing and hold in Committee of the Whole.**
19. 08-81 Karen Byrnes, Community Development Department Director,

requesting time on the 2/27/08 agenda to conduct a public hearing on an amendment to the 07-08 budget for authority for the expenditure of grant funds to the Montana Historic Preservation Office. **Recommendation: schedule public Hearing and hold in Committee of the Whole.**

- 20. 08-82 Karen Byrnes, Community Development Department Director, requesting time on the 2/27/08 agenda to conduct a public hearing on an amendment to the 07-08 budget for authority for expenditure of grant funds to the Environmental Protection Agency. **Recommendation: schedule public hearing and hold in Committee of the Whole.**
- 21. 07-83 Roger Ebner, DES Director, requesting approval of line item budget transfer. **Recommendation: refer to Finance and Budget Committee.**
- 22. 08-84 Jack McCormick, Director Juvenile Programs, regarding program expenses for Discovery House from July 1, 2007 through December 31, 2008. **Recommendation: note and place on file.**
- 23. 08-85 John C. VanDaveer, Public Works Director, requesting time on 2/6/08 agenda to conduct a bid opening for supplying three identical vehicle bridges for Thompson Park and Asphalt supply. **Recommendation: schedule public hearing and hold in Committee of the Whole.**
- 24. 08-86 Dan Dennehy, Assistant Public Works Director, requesting authorization for Chief Executive to enter into contract and scope of work with Water and Environmental Technologies. **Recommendation: concur and place on file.**
- 25. 08-87 Rick Larson, Director of Public Health, requesting authorization for Chief Executive to sign three contracts with private entities. **Recommendation: concur and place on file.**
- 26. 08-88 Roger Ebner, DES Director, requesting authorization for Chief Executive to sign maintenance agreement with Dunne Communications. **Recommendation: concur and place on file.**
- 27. 08-89 John Van Daveer, Public Works Director, requesting time on 2/20/08 agenda to conduct a bid opening for preparation of streambanks and installation of bridges for Thompson Park. **Recommendation: schedule bid opening and hold in Committee of the Whole.**

28. 08-90 John Walsh, Sheriff, regarding DUI Task For Annual Report/ Plan. (Report is in the Commissioner's Office). **Recommendation: concur and refer to County Attorney for Resolution and hold in Committee of the Whole.**
29. 08-91 Bill Melvin, Civic Center Manager, requesting increase in operating cash at Civic Center and also additional temporary operating cash. **Recommendation: refer to Finance and Budget Committee.**
30. 08-92 Rick Larson, Director of Public Health, requesting time on the 2/20/06 agenda to conduct a public hearing to here comments for unanticipated revenue for the Health Department. **Recommendation: schedule public hearing and hold in Committee of the Whole.**
31. 08-93 Rick Larson, Director of Public Health, requesting time on the 2/20/08 agenda to conduct a public hearing for unanticipated revenue for implementation of comprehensive cancer prevention. **Recommendation: schedule public hearing and hold in Committee of the Whole.**
32. 08-94 Jim Fay, Commissioner District #3, requesting council take action concerning Economic Development Mill Levy for the primary election ballot on 6/3/08. **Recommendation: refer to Committee of the Whole.**
33. 08-95 Virginia Hanson, Risk Management Coordinator, requesting traffic study be conducted by Montana Department of transportation on Continental Drive from East Lake to Four Mile Road. **Recommendation: refer to Public Works Committee.**
34. 08-96 Bill Melvin, Civic Center Manager, requesting approval of line item budget transfers. **Recommendation: refer to Finance and Budget Committee.**
35. 08-97 Stephen D. Hess, Assistant Planning Director, requesting permission to donate items from 620 S. Nevada to Citizens for Preservation and Restoration. **Recommendation: concur and place on file.**
36. 08-98 Jim Smitham, Executive Director BLDC, requesting time on the 2/13/08 agenda to make semi-annual report on Economic and Community Development activities of the BLDC. **Recommendation: refer to Committee of the Whole.**

AMENDED PAGES 6 AND 7

37. 08-99 Mary M. McMahon, Clerk and Recorder and Election Administrator, requesting time on the 2/20/08 agenda to provide information on 2008 elections and office staffing issues. **Recommendation: Hold in Committee of the Whole for presentation on 2/20/08.**

SECTION IV ORDINANCES AND RESOLUTIONS REFERRED TO JUDICIARY

1. COUNCIL RESOLUTION NO. 08-5

A RESOLUTION AMENDING THE BUDGET DURING THE FISCAL YEAR AFTER CONDUCTING A PUBLIC HEARING AT A REGULARLY SCHEDULED MEETING OF THE COUNCIL OF COMMISSIONERS IN ACCORDANCE WITH SECTION 7-6-4006, MCA; APPROPRIATING UNANTICIPATED REVENUE TO THE BUTTE-SILVER BOW COMMUNITY DEVELOPMENT DEPARTMENT FROM THE UNITED STATES DEPARTMENT OF JUSTICE TO THE CITY AND COUNTY OF BUTTE-SILVER BOW TO BE EXPENDED ON BULLETPROOF VESTS FOR LAW ENFORCEMENT OFFICERS PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION V ORDINANCES – SECOND READING

1. COUNCIL BILL NO. 08-1 ORDINANCE NO. 08-1

AN ORDINANCE AMENDING BUTTE-SILVER BOW ORDINANCE NO. 195 AND CHAPTER 15.10 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED “FIRE CODE” AND AMENDING SECTION 15.10.060, B-SB MC; RESTRICTING THE USE AND DISCHARGE OF FIREWORKS TO THE SAME PERIODS WHEN FIREWORKS CAN BE SOLD IN THE STATE OF MONTANA ; PROVIDING FOR EXCEPTIONS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

2. COUNCIL BILL NO. 08-2 ORDINANCE NO. 08-2

AN ORDINANCE AMENDING SUBSECTION 9.01 OF SECTION 4 OF BUTTE-SILVER BOW ORDINANCE NO. 204 AND SECTION 10.32.010(I) OF THE BUTTE-SILVER BOW MUNICIPAL COD (B-SB MC) ENTITLED “STOP SIGNS”; PROVIDING THAT TRAFFIC PROCEEDING ALONG IRON STREET SHALL STOP BEFORE ENTERING THE INTERSECTION OF IRON STREET AND NEVADA STREET AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

3. COUNCIL BILL NO. 08-3 ORDINANCE NO. 08-3

AN ORDINANCE AMENDING BUTTE-SILVER BOW ORDINANCE NO. 345 AND CHAPTER 2.20 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC)

ENTITLED "LAW ENFORCEMENT DEPARTMENT"; AMENDING SECTIONS 2.20.280, 2.20.290 AND 2.20.300, B-SB MC; CHANGING THE DIVISIONS IN THE LAW ENFORCEMENT DEPARTMENT TO DETENTION, OPERATIONS AND INVESTIGATION AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION V - 1 ORDINANCES AND RESOLUTIONS –
FINAL READING**

1. COUNCIL RESOLUTION NO. 08-1

A RESOLUTION AMENDING THE BUDGET DURING THE FISCAL YEAR AFTER CONDUCTING A PUBLIC HEARING AT A REGULARLY SCHEDULED MEETING OF THE COUNCIL OF COMMISSIONERS IN ACCORDANCE WITH SECTION 7-6-4006, MCA; APPROPRIATING UNANTICIPATED REVENUE TO THE BUTTE-SILVER BOW LAW ENFORCEMENT DEPARTMENT FROM THE MONTANA DEPARTMENT OF TRANSPORTATION TO PURCHASE TWO FLHTP HARLEY DAVIDSON MOTORCYCLES TO BE EXPENDED IN THE GENERAL FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN

2. COUNCIL RESOLUTION NO. 08-2

RESOLUTION RELATING TO FINANCING OF CERTAIN PROPOSED PROJECTS; ESTABLISHING COMPLIANCE WITH REIMBURSEMENT BOND REGULATIONS UNDER THE INTERNAL REVENUE CODE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

3. COUNCIL RESOLUTION NO. 08-4

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF A PARCEL OF REAL PROPERTY DESCRIBED AS A PORTION OF THE LATE ACQUISITION LODGE, MINERAL SURVEY NO.497 AND A PORTION OF THE WOOLMAN LODGE, MINERAL SURVEY NO. 546, ALL LOCATED IN SECTION 13, TOWNSHIP 3 NORTH, RANGE 8 WEST, P.M.M., OWNED BY THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA TO THE ADJOINING OWNER PURSUANT TO POLICIES ADOPTED BY THE COUNCIL OF COMMISSIONERS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION VI

ORDINANCES AND RESOLUTIONS FOR SUSPENSION OF THE RULES

1. COUNCIL RESOLUTION NO. 08-6

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF A CERTAIN PARCEL OF REAL PROPERTY PARTICULARLY DESCRIBED AS LOT 3 IN THE SILICON MOUNTAIN MINOR SUBDIVISION LOCATED IN SECTION 24, TOWNSHIP 3 NORTH, RANGE 9 WEST, P.M.M., BUTTE-SILVER BOW COUNTY, MONTANA, CONSISTING OF 25.00 ACRES AND MORE PARTICULARLY DESCRIBED ON CERTIFICATE OF SURVEY NO. 264.2 FOR THE PURPOSE OF ECONOMIC DEVELOPMENT IN ACCORDANCE WITH THE PROCEDURES OF BUTTE-SILVER BOW MUNICIPAL CODE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION VII

CALENDAR OF OTHER MEETING AND EVENTS

Feb. 8	Civic Center	5PM	Civic Center Hospitality Room
Feb. 11	Archives	Noon	Archives Center
Feb. 13	Fair Board	5:30PM	Business Development Center
Feb. 13	Law Enforcement Commission	4PM	Chief Executive's Conference Room
Feb. 13	Library	5PM	Library Building
Feb. 18	Airport Authority	Noon	Bert Mooney Airport
Feb. 19	Housing Authority	5:30 PM	Silver Bow Housing
Feb. 19	Parks and Recreation	4:15 PM	Civic Center Conference Room
Feb. 19	Technical Review Committee	1:30 PM	Water Company Building
Feb. 20	Community Enrichment	3:30 PM	1st Floor Conference Room
Feb. 20	Parking Commission	4PM	Chief Executive's Conference Room
Feb. 21	Zoning Board	5:30 PM	Council Chambers

ADJOURN_____

COMMITTEE OF THE WHOLE MEETING REPORT
JANUARY 30, 2008

TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS

Ladies and Gentlemen:

We, your Committee of the Whole Committee, respectfully recommend as follows:

SECTION I

COMMUNICATION NO. 07-259

Jean Pentecost, Water Utility Division, requesting authorization for Chief Executive to enter into agreement with Richardson Family Trust for a land exchange. ***Committee recommends that Communication No. 07-259 be held in abeyance.***

SECTION II **COMMUNICATION NO. 07-669**

Donald L. Kronenberger, Sr. requesting council grant annexation of the Fish Creek/Little Fish Creek drainage strip off Hwy 41 into the Jefferson Valley Rural Fire District. ***Committee recommends that Communication No. 07-669 be held in abeyance.***

SECTION III **COMMUNICATION NO. 07-731**

Jeff Amerman, Finance and Budget Director, requesting time on 11/28/07 agenda to give council update on the recent IRS examination. ***Committee recommends that Communication No. 07-731 be placed on file.***

SECTION IV

COMMUNICATION NO. 08-10

Rob Macioroski, Director Butte-Silver Bow Land Office, requesting council to direct County Attorney to prepare a resolution and deed for transfer of co-owned property to Ed Scott. ***Committee recommends that Communication No. 08-10 be cross referenced with Council Resolution No. 08-4 and placed on file.***

SECTION V COMMUNICATION NO. 08-18

Karen Byrnes, Director Community Development Department, requesting time on 1/23/08 agenda to conduct a public hearing for unanticipated funds for LED. ***Committee recommends that Communication No. 08-18 be placed on file.***

SECTION VI**COMMUNICATION NO. 08-35**

Bob McCarthy, County, requesting council suspend action on Communication No. 08-17 and reschedule time on 1/23/08 agenda for opening proposals for implementation of debit-credit card processing system. *Committee recommends that Communication No. 08-35 be placed on file.*

SECTION VII**COMMUNICATION NO. 08-41**

John P. Walsh, Sheriff, requesting time on 2/6/08 agenda for confirmation of Joshua Stearns as a permanent member of the Butte-Silver Bow Law Enforcement Department. *Committee recommends that Communication No. 08-41 be held in abeyance.*

SECTION VIII**COMMUNICATION NO. 08-48**

Jon C. Sesso, Planning Director/Superfund Coordinator, requesting time on 2/6/08 agenda to conduct a public hearing for unanticipated revenue to complete improvements to Alumni Coliseum on the Tech Campus. *Committee recommends that Communication No. 08-48 be held in abeyance.*

SECTION IX**COMMUNICATION NO. 08-52**

John P. Walsh, Sheriff, requesting time on 2/13/08 agenda to open RFP documents for upgrade to existing analog CCTV System and Professional Maintenance Service. *Committee recommends that Communication No. 08-52 be held in abeyance.*

FINANCE AND BUDGET COMMITTEE MEETING REPORT JANUARY 30, 2008

TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS

Ladies and Gentlemen:

We, your Finance and Budget Committee, respectfully recommend as follows:

SECTION I **COMMUNICATION NO. 08-38**

Sharon Crase, Public Works Department, requesting approval of line item budget transfers. *Committee recommends that Communication No. 08-38 be approved as amended and placed on file.*

SECTION II **COMMUNICATION NO. 08-39**

Bob McCarthy, County Attorney, requesting approval of line item budget transfers. *Committee recommends that Communication No. 08-39 be approved as amended and placed on file.*

SECTION III

Rick Larson, Public Health Officer, requesting approval of line item budget transfers. *Committee recommends that Communication No. 08-50 be approved and placed on file.*

SECTION IV

COMMUNICATION NO. 08-57

John Walsh, Sheriff, requesting approval of line item budget transfers.
Committee recommends that Communication No. 08-57 be approved as amended and placed on file.

SECTION V EXPENDITURE APPROVAL

1/30/08

\$592,816.90

JUDICIARY COMMITTEE MEETING REPORT

JANUARY 30, 2008

TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS

Ladies and Gentlemen:

We, your Judiciary Committee, respectfully recommend as follows:

SECTION I

Robert A. Macioroski, Director Land Records Department, requesting approval for removal of taxes on Tax Parcel No. 1719300. ***Committee recommends that Communication No. 08-47 be approved and placed on file.***

SECTION I **COUNCIL BILL NO. 08-1**
ORDINANCE NO. 08-1

AN ORDINANCE AMENDING BUTTE-SILVER BOW ORDINANCE NO. 195 AND CHAPTER 15.10 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED "FIRE CODE" AND AMENDING SECTION 15.10.060, B-SB MC; RESTRICTING THE USE AND DISCHARGE OF FIREWORKS TO THE SAME PERIODS WHEN FIREWORKS CAN BE SOLD IN THE STATE OF MONTANA AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Amendment #1 be approved and Council Bill No. 08-1, Ordinance o. 08-1 be placed on second reading and passed.*

SECTION II **COUNCIL BILL NO. 08-2**
ORDINANCE NO. 08-2

AN ORDINANCE AMENDING SUBSECTION 9.01 OF SECTION 4 OF BUTTE-SILVER BOW ORDINANCE NO. 204 AND SECTION 10.32.010(I) OF THE BUTTE-SILVER BOW MUNICIPAL COD (B-SB MC) ENTITLED “STOP SIGNS”; PROVIDING THAT TRAFFIC PROCEEDING ALONG IRON STREET SHALL STOP BEFORE ENTERING THE INTERSECTION OF IRON STREET AND NEVADA STREET AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Bill No. 08-2, Ordinance No. 08-2 be placed on second reading and passed.*

SECTION III **COUNCIL BILL NO. 08-3**
ORDINANCE NO. 08-3

A RESOLUTION AMENDING BUTTE-SILVER BOW ORDINANCE NO. 345 AND
CHAPTER 2.20 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC)

ENTITLED "LAW ENFORCEMENT DEPARTMENT"; AMENDING SECTIONS 2.20.280, 2.20.290 AND 2.20.300, B-SB MC; CHANGING THE DIVISIONS IN THE LAW ENFORCEMENT DEPARTMENT TO DETENTION, OPERATIONS AND INVESTIGATION AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

Committee recommends that Council Bill No. 08-3, Ordinance o. 08-3 be placed on second reading and passed.

SECTION IV COUNCIL RESOLUTION NO. 08-1

A RESOLUTION AMENDING THE BUDGET DURING THE FISCAL YEAR AFTER CONDUCTING A PUBLIC HEARING AT A REGULARLY SCHEDULED MEETING OF THE COUNCIL OF COMMISSIONERS IN ACCORDANCE WITH SECTION 7-6-4006, MCA; APPROPRIATING UNANTICIPATED REVENUE TO THE BUTTE-SILVER BOW LAW ENFORCEMENT DEPARTMENT FROM THE MONTANA DEPARTMENT OF TRANSPORTATION TO PURCHASE TWO FLHTP HARLEY DAVIDSON MOTORCYCLES TO BE EXPENDED IN THE GENERAL FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Resolution No. 08-1 be placed on final reading and passed.*

SECTION V COUNCIL RESOLUTION NO. 08-2

RESOLUTION RELATING TO FINANCING OF CERTAIN PROPOSED PROJECTS; ESTABLISHING COMPLIANCE WITH REIMBURSEMENT BOND REGULATIONS UNDER THE INTERNAL REVENUE CODE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Resolution No. 08-2 be placed on final reading and passed.*

SECTION VI COUNCIL RESOLUTION NO. 08-4

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF A PARCEL OF REAL PROPERTY DESCRIBED AS A PORTION OF THE LATE ACQUISITION LODE, MINERAL SURVEY NO. 497 AND A PORTION OF THE WOOLMAN LODE, MINERAL SURVEY NO. 546, ALL LOCATED IN SECTION 13, TOWNSHIP 3 NORTH, RANGE 8 WEST, P.M.M., OWNED BY THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA TO THE ADJOINING OWNER PURSUANT TO POLICIES ADOPTED BY THE COUNCIL OF COMMISSIONERS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Resolution No. 08-4 be placed on final reading and passed.*

SECTION VII CLAIM APPROVAL

5884	Martha Sorini	\$2,799.34	Redeem Tax Assg.
5964	RBD Property LLC	16,410.27	Redeem Tax Assg.

6083	Lisa Johnson	50.00	Refund of MIP Class
6092	Easy Money Finance LLC	2,892.81	Redeem Tax Assg.
6419	Norma Derksen	400.00	Demo Bond Refund

Committee recommends approval of above claims.

PUBLIC WORKS COMMITTEE MEETING REPORT

JANUARY 30, 2008

TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONER

Ladies and Gentlemen:

We, your Public Works Committee, respectfully recommend as follows:

SECTION I

PETITION NO. 07-9

John Harrington, Building Official, requesting on behalf of Butte School District #1 to close and vacate a portion of Wyoming South of Silver Street. *Committee recommends approval of Petition No. 07-9 and places it on file.*

SECTION II

COMMUNICATION NO. 06-531

Charlie O'Leary, Commissioner District 5, requesting Council refer to Judiciary Committee for the purpose of declaring Gas Tax Road 235 (A/K/A the East Portion of Forest Service Road 84) as a county road. *Committee recommends that Communication No. 06-531 be held in abeyance. Waiting for surveyor to complete legal survey of the road in question and forward the results to the County Attorney,*

SECTION III

COMMUNICATION NO. 07-642

Joseph E. Lee, Commissioner District #2, requesting traffic study be conducted at intersections of State and Sherman and State and Banks Streets. *Committee took the recommendation of the Public Works study that warrents stop signs not be place at the intersections in question. Slow children playing signs will be installed in both block. Place Communication No. 07-642 on file.*

SECTION IV

COMMUNICATION NO. 07-655

Mike Sheehy, Commissioner District 10, requesting stop sign on Iron and Nevada Streets. *Committee recommends that Communication 07-655 be cross referenced with Council Bill No. 08-2, Ordinance No. 08-2 in the Jucicicary Committee for approval and place Communication No. 07-655 on file.*

SECTION V

COMMUNICATION NO. 08-56

Virginia Hanson, Risk Management Coordinator, request traffic study be conducted at the intersection of Utah and Marcia. *Committee recommends that*

Communication No. 08-56 be held in abeyance. Public Works will conduct a study and report back to the Public Works Committee.